

ORIGINAL



0000089308

Patty Berry
8332 N 16th Street
Phoenix, Az 85020

October 8, 2008

Arizona Corporation Commission
Water Utilities Division
1200 W Washington
Phoenix, Arizona 85007

Docket W-01865A-07-0384/Docket W-01865A-07-0385

Recommendation of administrative Law Judge Yvette B. Kinsey . The following exceptions are being made : Page 7 ,#22. an update to the number opposed to the rate increase, there being 74 at this time ,copies of petition's attached , petition also addresses the fact that the Corporation By Laws that are in place states on page.5, section 3.3 Membership approval of Extraordinary Expenses: An extraordinary expense for the purpose of these bylaws shall be any expense in excess of Twenty Thousand Dollars (\$20,000.00) . An affirmative vote of the majority of the members voting shall be required prior to adoption of any extraordinary expense greater than \$20,000.00 and prior to any pro-rata assessment upon the membership to meet such financial obligation. Page 5. Section 3.4 . The membership must be given the opportunity to vote by mail-in ballot. We request that all ballot's be counted by a neutral party.

Page 9. #33.a break in the transite asbestos pipe would only pose a health problem if you breath in the fibers and it is not possible to breath in the water. Our water is tested by ADEQ and no asbestos ever reported. There has already been 40% of the asbestos lines replaced with plastic.

Page 18. #70. The 50.00 is an excessive amount there are a large number elderly residents living on a fixed in-come trying to pay their medical and other living expense's and this would put a greater burden on them we ask that you allow at least 1500 gallons if this amount is approved.

We the following interveners appeal to this Commission to not approve this financing and rate increase until the Corporation By Laws have been followed.

This is a continuation of the original intervention by the following people. Address and signature on file.

Johnathan Hoover
John and Marian Cree
Mary Turbyfill
Robert Schultz
Donald Muller

Arizona Corporation Commission

RECEIVED

10/10/08



AZ CORP COMMISSION
DOCKET CONTROL

2008 OCT -9 A 11:37

RECEIVED

2-14

Groom Creek Water Users Association Finance Request / Proposed Rate Increase Petition.

We, the undersigned owners of affected properties, do hereby petition the Groom Creek Water Users Association Board of Directors from financing for \$1,574,509. or the ACC recommendation of \$1800000.00 for water main replacement to be placed on hold until further financing options and all affected property owners have had the chance to vote on the proposed rate increases and repairs per the bylaws that are in place regarding expenses and repairs above \$20,000.00.

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Groom Creek Pines Plat C. 6/14/62. Groom Creek Pines Plat D. 8/23/67.

Groom Creek Estates #1. 5/29/70. Groom Creek Estates #2 . 5/29/70.

OWNERS OF AFFECTED PROPERTIES.

<u>DATE.</u>	<u>Printed name.</u>	<u>Signature</u>	<u>Property Address.</u>
9/6/08	JoAnne Carr	[Signature]	1128 Elk Trail
9/10/08	Sarah Edwards	[Signature]	1101 Elk Trail
9/16/08	HENRY J MACY JR.	[Signature]	1102 E. WALTON DR
9/16/08	Michelle Macy	[Signature]	1103 Walton Drive
9/16/08	David Branstetter	[Signature]	1161 Elk Trail
9-7-08	Drew Mumford	[Signature]	4040 S Stagecoach
9-7-08	John W. Miller	[Signature]	1114 Walton Dr
9-7-08	Jessica Miller	[Signature]	1114 Walton Dr
9-7-08	TRACY SHADOFF	[Signature]	1141 ELWARTH DR
9-14-08	ARLINE MCKEEVER	[Signature]	4219 MARAPAI
9/14/08	Patrick [unclear]	[Signature]	4066 Stagecoach
9-14-08	Joanna Greig	[Signature]	1222 E Stagecoach

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Date 9/7/08

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<u>DATE.</u>	<u>Printed name.</u>	<u>Signature</u>	<u>Property Address.</u>
9/12/08	Robert/Stephanie Enders	S Enders	1176 E. Manapan
10/2/08	LARRY P. ANG	Larry P. Ang	1637 E. Manapan
10/2/08	Kathryn Thompson		4161 S. Adeline Dr.

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S Enders

Date 9/17/08

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<u>DATE.</u>	<u>Printed name.</u>	<u>Signature</u>	<u>Property Address.</u>
8/18/08	Ron Remy	Ron Remy	23439 N. 43 rd Dr. Glendale, AZ 85310
			4066 Moose Trl. Prescott, AZ 86303
	(623) 210-1409		
8/25/08	Elizabeth Schultz	Elizabeth Schultz	1406 E. Earl Dr Phx 85014
			1121 Stagecoach Prescott 86303

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8/27/08	JONATHAN S. HOORN	J. S. Hoorn	992 E. BENNETT TRAIL
8/30/08	ROBERT M. SCHULTZ	Robert M. Schultz	1075 E. WAGON WHEEL DR.
9/29/08	CYNOLLYN POWELL	C. Powell	1130 E. SUNNY DRIVE
9-29/08	Herschel C Powell	Herschel C Powell	11 11 11

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<u>DATE.</u>	<u>Printed name.</u>	<u>Signature</u>	<u>Property Address.</u>
10-6-08	Richard HAMRICK		1474 E Silver King Groom Creek, Circle Prescott AZ

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OWNERS OF AFFECTED PROPERTIES.

<u>DATE.</u>	<u>Printed name.</u>	<u>Signature</u>	<u>Property Address.</u>
Sept. 3, 2008	Patricia Laney	Patricia Laney	54 & 53 Stage Coach Rd
Sep 3, 2008	Grant Laney	Grant Laney	54 & 55 Stage Coach Rd
			1171 & 1179

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<u>DATE.</u>	<u>Printed name.</u>	<u>Signature</u>	<u>Property Address.</u>
9-1-08	Dr. Larry R. Taintor	<i>[Signature]</i>	4405 Spur Lane
9-01-08	Mrs. Vickie L. Taintor	<i>[Signature]</i>	4405 Spur Lane
9-1-08	Donald P. Miller	<i>[Signature]</i>	4411 S. SPURLANE
Sept 1-08	Harold Patterson	<i>[Signature]</i>	4491 S. Spur Lane
1-08	CRANBERRY	<i>[Signature]</i>	4445 South Spur Lane

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SEP 23 2008	PAMELA A. FORSTER	<i>Pamela A. Forster</i>	1181 WAGON WHEEL DRIVE
SEPT 2, 08	SIMP FORSTER	<i>Jimmie Simpson</i>	1181 WAGON WHEEL DRIVE
	(C JAMES CO)		

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8/24/08	JOAN E WAMPLER	<i>Joan E. Wampler</i>	1125 Stagecoach
9/18/08	DAVID L TURBYFILL	<i>David L Turbyfill</i>	7 Prescott Dr
9/19/08	Colleen D Turbyfill	<i>Colleen D Turbyfill</i>	4152 STAGE COACH

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8-24-08	KENNETH & DELIA PESHO	<i>Kenneth Pesho</i>	1133 STAGE COACH
9/7/08	Mark Pollock	<i>Mark Pollock</i>	1173 FLA. TRAIL
9/7/08	MARIAN L. CREE	<i>Marian L. Cree</i>	1016 E. WAGON WHEEL DRIVE
9/7/08	JOHN S. CREE	<i>John S. Cree</i>	1016 E. WAGON WHEEL DRIVE
9/7/08	Betty Inkrich	<i>Betty Inkrich</i>	1262 Wagon Wheel Dr.
9/7/08	Susan Makrauer	<i>Susan Makrauer</i>	1025 Stagecoach
9/8/08	Virginia Swindle	<i>Virginia Swindle</i>	1126 E. Stagecoach Rd
9/8/08	JOHN WHITLEY	<i>John Whitley</i>	1137 E. Stagecoach Rd
9/12/08	Melissa Kaluhokalani	<i>Melissa Kaluhokalani</i>	4050 Moose Trail
9/13/08	Mary Palumbo	<i>Mary Palumbo</i>	1181 E. McArthur Rd
9/14/08	Mary C. Ross Collis	<i>Mary C. Ross Collis</i>	1307 Silver King Circle

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<u>DATE.</u>	<u>Printed name.</u>	<u>Signature</u>	<u>Property Address.</u>
10-6-08	Ben Levanto	Ben Levanto	1140 Elk Trail
10/7/08	Pete Edwards	Pete N. Edwards	1161 Elk Trail
10/7/08	BARBARA THIELS	Barbara Thiel	1096 ELK TRAIL
10/7/08	BROOKE WAKEFIELD	Brooke Wakefield	1306 wagon wheel dr.
10/7/08	LUKE WAKEFIELD	Luke Wakefield	1306 wagon wheel dr.
10/7/08	Betty Unkrich	Betty Unkrich	1212 Wagonwheel Dr

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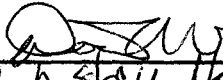
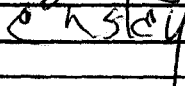
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10/5	Dan McDonald		4418 Spr Ln.
10/3	Harold M etc		11425 Stagecoach

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**Groom Creek Water Users Association
Finance Request / Proposed Rate Increase Petition.**

We, the undersigned owners of affected properties, do hereby petition the Groom Creek Water Users Association Board of Directors from financing for \$1,574,509. or the ACC recommendation of \$1800000.00 for water main replacement to be placed on hold until further financing options and all affected property owners have had the chance to vote on the proposed rate increases and repairs per the bylaws that are in place regarding expenses and repairs above \$20,000.00.

There is a total 18,850 feet of pipe (paved roads included) The GCWUA Board of Directors submitted cost cost estimates for replacement of 20,300 feet. The GCWUA Board of Directors stated the transite pipes are are over 50 years old and are failing and causing numerous leaks.

The pipes are not 50 years old and water loss has always been less than the 10% ACC requirement water loss. Dates of original applications to install water distribution lines for each section is as follows:

Groom Creek Pines Plat A : 5/5/59. Groom Creek Pines Plat B. 5/28/59.
Groom Creek Pines Plat C. 6/14/62. Groom Creek Pines Plat D. 8/23/67.
Groom Creek Estates #1. 5/29/70. Groom Creek Estates #2 . 5/29/70.

OWNERS OF AFFECTED PROPERTIES.

<u>DATE.</u>	<u>Printed name.</u>	<u>Signature</u>	<u>Property Address.</u>
10-1-08	Donna Biser	<i>Donna Biser</i>	1164 Elk Trail
10-1-08	Charles Biser	<i>Charles Biser</i>	1164 ELK TRAIL

I personally circulated this petition paper and personally obtained each of the signatures on this paper. I know that the signers are owners of prpoerty that would be affected by the proposed Finance / Rate increase as set out in this petition. I know that each person signed this paper with full knowledge of its contents on the date indicated opposite his/her name. I own property that would be affected by this finance request / rate increase as set out in this petition.

Date 10-7-08

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OWNERS OF AFFECTED PROPERTIES.

<u>DATE.</u>	<u>Printed name.</u>	<u>Signature</u>	<u>Property Address.</u>
6/19/08	Nona Lou Ann Gars + Nona Lou Ann	<i>Nona Lou Ann</i>	1169 W. Hill Dr
8/21/08	Mary E. Turbyfill	<i>Mary E. Turbyfill</i>	4168 Stagecoach Rd
8/22/08	FAWN L. HILLER	<i>Fawn L. Hiller</i>	1223 Wagon Wheel Dr
8/22/08	James T Hiller	<i>James T Hiller</i>	1223 E Wagon Wheel Dr
8/22/08	ARTHUR SUMMERS	<i>Arthur Summers</i>	4185 S. COBURN DR
8/22/08	BEVERLY SUMMERS	<i>Beverly Summers</i>	4185 S. COBURN DR
8/24/08	Shirley Fisher	<i>Shirley Fisher</i>	4066 S. Adeline Dr.
8/29/08	PATTY BEARY	<i>Patty Beary</i>	1169 - Maple
8-29-08	Richard Kalchik	<i>Richard Kalchik</i>	4050 Moose Trail
8-29-08	Kim Kuntz	<i>Kim Kuntz</i>	1053 Wagon Wheel
9-5-08	SHARON MALOLLY	<i>Sharon Malolly</i>	1212 Elk Trail
9-29-08	FRANK M. CACANIK	<i>Frank M. Cacanik</i>	4145 S. ADELINE
9-29-08	JOE LUPO	<i>Joe Lupo</i>	4166 ADELINE

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Date _____

